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**MAY 12 2008**

In re Application of :  
Horst-Hartwig SCHWIEKER :  
Application No. 10/598,259 : **DECISION ON PETITION**  
Filed: August 23, 2006 :  
Attorney Docket No. DE 040067 :

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed April 02, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, August 08, 2007, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on November 09, 2007.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment; (2) the petition fee of \$1,540.00; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office action of August 08, 2007 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-4231.

The application file is being referred to Technology Center AU 2882 for appropriate action on the concurrently filed amendment.

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Office of Petitions

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